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Attorneys for Defendants DOLLAR THRIFTY
AUTOMOTIVE GROUP, INC., DOLLAR RENT A
CAR, INC. and DTG OPERATIONS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SANDRA McKINNON and KRISTEN
TOOL, individually and on behalf of all others
similarly situated,

Plaintiffs,

v.

DOLLAR THRIFTY AUTOMOTIVE
GROUP, INC. d/b/a DOLLAR RENT A CAR;
DOLLAR RENT A CAR, INC.; DTG
OPERATIONS, INC. d/b/a DOLLAR RENT
A CAR; and DOES 1-10, inclusive,

Defendants.

Case No. 12-cv-04457- SC

CLASS ACTION

**STIPULATION AND ~~[PROPOSED]~~
ORDER TO CONTINUE THE AUGUST 9,
2013 CASE MANAGEMENT
CONFERENCE UNTIL DECEMBER 2013
AND TO WITHDRAW MOTION FOR
PROTECTIVE ORDER; DECLARATION
OF JOHN F. WARD, JR., IN SUPPORT**

Current Conf. Date: August 9, 2013
Time: 10:00 a.m.
Judge: Hon. Samuel Conti
Courtroom: 1

[Complaint Filed: August 24, 2012]

Pursuant to Fed. R. Civ. P. 16(a) and Civil L.R. 7-7(e), 7-12, 6-1(b) and 6-2, and the
Declaration of John F. Ward, Jr., it is hereby stipulated by and between the parties, through their
respective counsel, as follows:

1 WHEREAS, the parties have reached an agreement to pursue mediation with a private
2 mediator, commencing in early November 2013;

3 WHEREAS, in anticipation of that mediation, the parties have reached an agreed to pursue
4 targeted discovery over the next several months and to focus their discovery efforts to topics that
5 they agree will allow for a productive and fully informed mediation, to be completed prior to the
6 initial mediation session;

7 WHEREAS, the parties have agreed to work cooperatively and in good faith during this
8 pre-mediation discovery period, and therefore do not anticipate a need for the Court's involvement
9 in that process;

10 WHEREAS, on June 19, 2013, this Court scheduled a case management conference for
11 August 9, 2013 at 10:00 a.m. in Courtroom 1 (Dkt. No. 65);

12 WHEREAS, in order to accommodate the above process, the parties respectfully request
13 that the Court continue the currently-scheduled case management conference until early
14 December, after the conclusion of the parties' planned mediation. At that time, the parties can
15 inform the Court about their mediation efforts, progress on discovery, and, if necessary, address
16 any scheduling issues that have arisen;

17 WHEREAS, given the plan to conduct focused discovery only over the next several
18 months and the agreement to participate in mediation in November, defendants have agreed to
19 withdraw their pending Motion for Protective Order, filed on June 28, 2013 (Dkt. No. 66),
20 reserving the right to re-file the motion if necessary at a later date. Plaintiffs' response to that
21 motion is currently due on July 26, 2013 and a motion hearing is scheduled for August 23, 2013
22 (Dkt. No. 75), but neither the response nor the hearing will be necessary at this time;

23 WHEREAS, the parties will promptly inform the Court if the parties reach a settlement in
24 the course of mediation.

25 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED THAT, with the
26 Court's approval, the currently scheduled August 9, 2013 case management conference shall be
27 continued until a date in early December 2013. The parties further agree that the pending motion

for protective order (Dkt. No. 66), shall be withdrawn, without prejudice to defendants' right to re-file the motion if necessary at a later date. The parties further agree that if this Stipulation and [Proposed] Order is not approved by the Court prior to July 26, 2013, plaintiffs' failure to file a response to defendants' motion for protective order shall not be deemed a lack of opposition to the pending motion, and a time for filing any opposition and reply shall be re-set if needed.

Dated: July 25, 2013

JENNER & BLOCK LLP

By: /s/ John F. Ward, Jr.

JOHN F. WARD, JR.

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Attorneys for Defendants

DOLLAR THRIFTY AUTOMOTIVE GROUP, INC., DOLLAR RENT A CAR, INC. and DTG OPERATIONS, INC.

Dated: July 25, 2013

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By: /s/ Alan M. Mansfield

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Filer's Attestation: Pursuant to L.R. 5-1(i)(3), John F. Ward, Jr., hereby attests that concurrence in the filing of this document has been obtained from all signatories.

ORDER

PURSUANT TO STIPULATION, and good cause appearing, IT IS HEREBY

ORDERED that:

- 1. The Case Management Conference presently scheduled for August 9, 2013 at 10:00 a.m. is hereby continued to December 13, 2013 at 10:00 a.m./~~p.m.~~**
- 2. Defendants' Motion for Protective Order (Dkt. No. 66) is withdrawn, and the August 23, 2013 hearing on that motion is vacated.**

Dated: July 26, 2013

